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Serial No. 10/358,012

Amendment dated August 21, 2006

Reply to Office Action dated: April 21, 2006

## Amendments to the Claims

1. (Original) A method comprising:

reviewing a first branching behavior of a first previous set of branching instructions executed by a processor;

reviewing multiple traces that have a same beginning instruction; and selecting a trace from among the multiple traces based on the branching behavior of the first previous set of branching instructions.

2. (Original) The method of claim 1, further comprising:

selecting the trace from among the multiple traces that has a second branching behavior of a second previous set of branching instructions that matches the first branching behavior of the first previous set of branching instructions.

- 3. (Original) The method of claim 1, further comprising generating a new trace if a divergence occurs in a pre-determined location in the trace.
- 4. (Currently Amended) The method of claim 3, wherein-further comprising determining whether the new truce is generated is based on which instruction within a block of instructions creates the branch, whether the new trace is generated.

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5. (Currently Amended) The method of claim 3, wherein further comprising determining,

whether the alternate trace is generated is based on which block of instructions the branch occurs

in, whether an alternate trace is generated.

6. (Original) A set of instructions residing in a storage medium, said set of instructions

capable of being executed by a processor to implement a method for processing data, the method

comprising:

reviewing a first branching behavior of a first previous set of branching instructions

executed by a processor;

reviewing multiple traces that have a same beginning instruction; and

scleeting a trace from among the multiple traces based on the branching behavior of the

first previous set of branching instructions.

7. (Original) The set of instructions of claim 6, further comprising:

selecting the trace from among the multiple traces that has a second branching behavior

of a second previous set of branching instructions that matches the first branching behavior of the

first previous set of branching instructions.

8. (Original) The set of instructions of claim 6, further comprising generating a new trace if

a divergence occurs in a pre-determined location in the trace.

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9. (Currently Amended) The set of instructions of claim 8, wherein-further comprising determining whether the new trace is generated is based on which instruction within a block of instructions creates the branch, whether the new trace is generated.

10. (Currently Amended) The set of instructions of claim 8, wherein further comprising determining whether the alternate trace is generated is based on which block of instructions the branch occurs in, whether an alternate trace is generated.

11. (Original) A processor comprising:

a branch predictor to review a first branching behavior of a first previous set of branching instructions executed by a processor;

a trace cache to store multiple traces that have a same beginning instruction; and

a fetching mechanism to retrieve a trace from among the multiple traces based on the first branching behavior of the previous set of branching instructions.

12. (Original) The processor of claim 11, wherein the fetching mechanism is to select the trace from among the multiple traces that has a second branching behavior of a second previous set of branching instructions that matches the first branching behavior of the first previous set of branching instructions.

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13. (Currently Amended) The processor of claim 11, further comprising a processing core to

execute the trace and to generate generate a new trace if a divergence occurs in a pre-determined

location in the trace.

14. (Original) The processor of claim 13, wherein whether the new trace is generated is

based on which instruction within a block of instructions creates the branch.

15. (Currently Amended) The processor of claim 13, wherein whether the an alternate trace

is generated is based on which block of instructions the branch occurs in.

16. (Original) A system comprising:

a memory to store a set of instructions;

a processor coupled to the memory to execute the set of instructions, the processor with a

branch predictor to review a first branching behavior of a first previous set of branching

instructions executed by a processor, a trace cache to store multiple traces that have a same

beginning instruction, and a fetching mechanism to retrieve a trace from among the multiple

traces based on the first branching behavior of the previous set of branching instructions.

17. (Original) The system of claim 16, wherein the fetching mechanism is to select the trace

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from among the multiple traces that has a second branching behavior of a second previous set of branching instructions that matches the first branching behavior of the first previous set of branching instructions.

18. (Original) The system of claim 16, further comprising a processing core to execute the trace and to generate a new trace if a divergence occurs in a pre-determined location in the trace.

19. (Original) The system of claim 18, wherein whether the new trace is generated is based on which instruction within a block of instructions creates the branch.

20. (Currently Amended) The system of claim 18, wherein whether the an alternate trace is generated is based on which block of instructions the branch occurs in.